SINGLE BENCH

(4)

CF1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (S) No. 5432/2006

PETITIONER : Smt. Geeta Dubey
W/o. Vijay Kumar Dubey
Aged about 41 years
Post- Assistant Teacher
R/o.Village and post office
Bamhanidh, District
Janjgir-Champa (C.G.)

P.R. No. 5446/06
Presented by Smt. Geeta Dubey
dated 16/10/06

VERSUS

RESPONDENTS :1. State of Chhattisgarh
Through : Secretary
Department of Education
Mantralaya, D.K.S. Bhawan,
Raipur (C.G.)

2. District Education Officer,
Janjgir, District Janjgir-
Champa (C.G.)

3. Block Education Officer
Block-Bamhanidih
District-Janjgir-Champa
(C.G.)

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OATH COMMISSIONER
ARNA MALVIYA
CG 007306
16/10/06
Chhattisgarh

WRIT PETITION U/A 226/277 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS

(27)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.5432 OF 2006

Petitioner : Smt. Geeta Dubey

versus

Respondents : State of Chhattisgarh and others

Present : Mr. Ramakant Pandey, counsel for the petitioner.
Mrs. Anju Ahuja, Deputy Government Advocate and Mr. Ajay Dwivedi, Panel Lawyer for the respondents/State.

ORDER
(Passed on 6th of October, 2006)

Learned counsel appearing for the petitioner submits that the petitioner is working as Assistant Teacher in the Government Primary School Bamhanidih, Block Bamhanidih, District Janjgir-Champa. In the course of her service, the petitioner passed B.Ed. Examination on 20-12-1996 at her own expenses.

2. Learned counsel for the petitioner relies on the decision of this Court in *Yashwant Kumar Bharadwaj vs. Municipal Corporation, Durg and another*[1], wherein it has been held that the Teachers, having obtained B.Ed., M.Ed., B.T.I. Certificates, at their own expenses, would be entitled to two advance increments. According to learned counsel for the petitioner, the case of the petitioner is squarely covered by the decision in the matter of *Yashwant Kumar Bharadwaj* (Supra). Learned

counsel appearing for the respondents/State fairly concedes to the position and agrees with the statements made by learned counsel for the petitioner.

3. Accordingly, this petition is allowed in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioner has acquired B.Ed. Certificate at her own expenses and further whether she has been paid two advance increments or not. No order as to costs.

Certified copy as per rules.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Gopal